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## MEMO ENDORSED

August 18, 2008

Via Telefax (212) 803-0717

Honorable Richard M. Berman  
United States District Court  
500 Pearl Street, Room 650  
New York, New York 10007-1312

Re: Akademikis et al. v Grandwest LLC, et al.  
08 CV 6349 (RMB)

Dear Judge Berman:

We are in the process of being retained to represent the defendant(s) in the above referenced matter, and have spoken with plaintiff's counsel concerning same. In this regard, it is our understanding that a conference is presently scheduled for Wednesday, August 20, 2008. After consultation with plaintiff's counsel, we agreed to take the laboring oar in requesting an adjournment of the upcoming conference and to advise the Court that we shortly shall be filing a motion to vacate the pending maritime attachment and to dismiss the complaint.

For the Court's consideration, we propose the following briefing schedule, which has been discussed and agreed with opposing counsel:

Motion to vacate/dismiss to be filed and served on or before September 5, 2008;

Opposition to be filed and served on or before September 19, 2008;

Reply, if any, to be filed and served on or before September 29, 2008.

In advance, we thank the Court for its time and consideration, and remain,

Respectfully yours,

CHALOS & CO., P.C.

George M. Chalos

GMC/jd

cc: Mahoney & Keane, LLP

Attn: Garth S. Wolfson, Esq.  
(via e-mail)

RECEIVED
AUG 18 2008
CHAMBERS OF RICHARD M. BERMAN U.S.D.J.
<u>Conference on 8/20/08 is vacated.</u> <u>See and comply with the Court's rules</u> <u>re: motions.</u>
SO ORDERED: Date: <u>8/18/08</u>
<u>Richard M. Berman</u> Richard M. Berman, U.S.D.J.